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REMARKS

In the Office Action, the Examiner indicated that claims 1, 4, 6-11, and 13-14 are pending in the application and the Examiner rejected all claims.

Claims 1 and 11 have been amended.

Claim Rejections, 35 U.S.C. §103

On page 2 of the Office Action, the Examiner rejected claims 1, 4, 6-7, 11, and 13-14 under 35 U.S.C. §103(a) as being unpatentable over U.S. Patent No. 6,856,804 to Ciotta and further in view of U.S. Patent No. 5,475,374 to Moore. On page 9 of the Office Action, the Examiner has rejected claims 8-10 under 35 U.S.C. §103(a) as being unpatentable over Ciotta and Moore, and further in view of U.S. Patent Application Publication No. 2002/0025823 to Hara.

Applicant respectfully submits that neither Ciotta nor Moore disclose that the portable device issues the signal, which causes the communication controller to operate the predetermined driver when the portable device is in the disablement mode, without shifting from the disablement mode to the communication mode, as recited in amended claims 1 and 11. Rather, Moore discloses changing the mode from a low power mode to a normal power mode when all information fields are received (see column 8, lines 11-29 of Moore). Neither Ciotta nor Moore, taken alone or in combination, teach or suggest having the portable device issue a signal causing the communication controller to operate the predetermined driver when the portable device is in the disablement mode, without shifting from the disablement mode to the communication mode.

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This is a patentable distinction; accordingly, applicant submits that the claims 1, 4, 6-7, 11, and 13-14, as currently amended, are not obvious over Ciotta in view of Moore.

The addition of Hara does not supply a teaching or suggestion of the above elements that are neither taught nor suggested by Ciotta and Moore. Since claims 8-10 directly or indirectly depend from claim 1 and none of Ciotta, Moore and Hara disclose the above features of the claimed invention, applicant submits that claims 8-10 are not obvious over Ciotta and Moore in view of Hara.

Conclusion

The present invention is not taught or suggested by the prior art. Accordingly, the Examiner is respectfully requested to reconsider and withdraw the rejection of the claims. An early Notice of Allowance is earnestly solicited.

The Commissioner is hereby authorized to charge any additional fees or credit any overpayment associated with this communication to Deposit Account No. 50-4364.

Respectfully submitted

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